

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

<p>ART UNIT: 3734</p> <p>EXAMINER: Jennifer L. Homberger</p> <p>FIRST NAMED INVENTOR: Earl C. Downey</p> <p>SERIAL NO.: 10/551,363</p> <p>FILED: 9/28/2005</p> <p>CONF. NO.: 3075</p> <p>FOR: SURGICAL INSTRUMENT WITH TRIGGER CONTROL</p> <p>DOCKET NO.: 01630-21317.PCT.US</p>	<p align="center"><b><u>CERTIFICATE OF MAILING</u></b> <b><u>UNDER 37 C.F.R. § 1.8</u></b></p> <p>DATE OF DEPOSIT: <u>October 27, 2009</u></p> <p>Thereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being submitted on the date indicated above via:</p> <p><input checked="" type="checkbox"/> EFS Web</p> <p><input type="checkbox"/> facsimile to _____</p> <p><input type="checkbox"/> the United States Postal Service with sufficient postage as first class mail addressed to: Mail Stop _____, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p align="right">_____ /Christopher L. Johnson/ Christopher L. Johnson</p>
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**AMENDMENT / RESPONSE**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is responsive to the Office Action mailed May 27, 2009 for the above-identified application for patent. In light of the amendments and remarks provided in each of the separate sections below, Applicant respectfully requests reconsideration of the application as the application is now in a condition for allowance. Pursuant to 37 C.F.R. § 1.136(a), it is respectfully requested that the shortened statutory period be extended two months. Fees in the amount of \$ 245.00 are being submitted electronically